IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SECOND DAY OF NOVEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No. 24882 of 2005

Between:

D. Neeraja

..... PETITIONER

AND

The Northern Power Distribution Co., of A.P., Ltd.,

Khammam Circle rep. by its Divisional Engineer

Operation, Sattupalli, Khammam District and another

.....RESPONDENTS

ORDER:

Seeking a Mandamus, declaring the action of the respondents in not providing new service connection vide L.T.Application Reg.No.2048 dated 07.03.2005 to the petitioner, as illegal and arbitrary, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned standing counsel appearing for the respondents.

The petitioner submits that she has purchased the house site including tiled house bearing Gram Panchayat House No.15-117 situated in Sattupalli village of Khammam District, on 25.10.1996 from one V.Lalithakumari. The said Lalithakumari executed an agreement of sale in favour of the petitioner and delivered the possession of property to the petitioner. It is stated that the said tiled house was having service connection No.3123, and after purchase of the property, the petitioner has paid all the current bills pending in respect of the said service connection. It appears that there is civil dispute in between the petitioner and the said Lalithakumari and on the representation of the said Lalithakumari, the existing service connection was disconnected without any notice.

Admittedly, there is no registered sale deed executed in respect of the property in question. It is not known whether the petitioner is in possession of the said property. However, if the petitioner is in possession of the property in question, it is left open for the petitioner to make a fresh application for new service connection. It is stated that the petitioner filed an application under LT Application Reg.No.2048, dated 07.03.2005 and paid all necessary charges, but the respondents have not given the service connection so far.

Having regard to the facts and circumstances of the case, if the petitioner satisfactorily proves that she is in possession of the property in question, the respondents may consider and dispose of her application dated 07.03.2005 for grant of fresh service connection, subject to payment of necessary charges, within a period of 4 (four) weeks from the date of receipt of a copy of this order.

With the above observations, the Writ Petition is disposed of. No order as to costs.

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V.ESWARAIAH,J

Dated: 22.11.2005

Dsr